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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/696,146	10/29/2003	Michael B. Galles	062986.0296	5506

5073 7590 05/21/2007

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EXAMINER

ART UNIT

PAPER NUMBER

DATE MAILED: 05/21/2007

Please find below and/or attached an Office communication concerning this application or proceeding.

Art Unit: 2181

NOTIFICATION OF NON-COMPLIANCE WITH THE REQUIREMENTS OF 37 CFR 41.37(c)

The brief does not contain a statement under an appropriate heading identifying by name the real party in interest as required by 37 CFR 41.37(c)(1)(i).

The real party in interest is identified as Silicon Graphics, Inc. in the appeal brief. When the examiner requests assignment information from a system he works with called eDAN, two assignments for the application come up. One assignment is by Silicon Graphics to Wells Fargo Foothill Capital, Inc. The second assignment of the application is by Silicon Graphics to General Electric Capital Corporation. The assignment to Silicon Graphics is not a part of the record in eDAN. The examiner is unable to determine from the information available through eDan whether Wells Fargo or General Electric are in some way real parties in interest or not. The examiner is asking applicants to clarify this issue for the examiner.

Each ground of rejection must be treated under a separate heading. For each ground of rejection applying to two or more claims, the claims may be argued separately or as a group. Any claim argued separately should be placed under a subheading identifying the claim by number. A statement which merely points out what a claim recites will not be considered an argument for separate patentability of the claim. See 37 CFR 41.37(c)(1)(vii).

Applicants fail to provide a heading for each ground of rejection.

Applicant's arguments fail to comply with 37 CFR 1.111(b) because they amount to a general allegation that the claims define a patentable invention without specifically

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pointing out how the language of the claims patentably distinguishes them from the references.

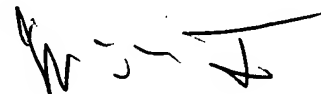
Applicants only provide arguments for the patentability of their independent claim 1 in relation to the art and then assert that their other independent claims and dependent claims distinguish over the art.

Applicant's arguments do not comply with 37 CFR 1.111(c) because they do not clearly point out the patentable novelty which he or she thinks the claims present in view of the state of the art disclosed by the references cited or the objections made. Further, they do not show how the amendments avoid such references or objections.

Applicants only provide arguments for the patentability of their independent claim 1 in relation to the art and then merely assert the novelty of their other independent claims and dependent claims.

Any inquiry concerning this communication should be directed to William M. Treat at telephone number (571) 272-4175.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



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